

Case 1:05-cr-10220-NMG Document 39 Filed 02/16/2007 Page 1 of 2
U.S. Department of Justice
United States Marshals Service

PR RECEIPT AND RETURN

PLAINTIFF UNITED STATES OF AMERICA	COURT CASE NUMBER 05-10220-NMG
DEFENDANT James D. Goodwyn	TYPE OF PROCESS Preliminary Order of Forfeiture

SERVE
↓
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

Publication

ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code)

SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:

Number of process to be served with this Form - 285

Eugenia Carris, Assistant U.S. Attorney
United States Attorney's Office
John Joseph Moakley United States Courthouse
1 Courthouse Way, Suite 9200
Boston, MA 02210

Number of parties to be served in this case

Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service)

Please publish the attached Notice of Forfeiture at least once for three (3) successive weeks in the Boston Herald or any other newspaper of general circulation in the District of Massachusetts, in accordance with the attached Preliminary Order of Forfeiture.

Signature of Attorney or other Originator requesting service on behalf of :



☒ PLAINTIFF
☐ DEFENDANT

TELEPHONE NUMBER

(617) 748-3100

DATE

December 21, 2006

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated.
(Sign only first USM 285 if more than one USM 285 is submitted)

Total Process

No. _____

District of Origin

No. _____

District to Serve

No. _____

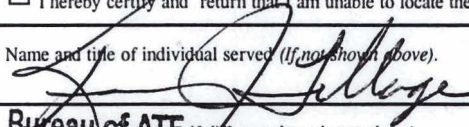
Signature of Authorized USMS Deputy or Clerk

Date

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).

Name and title of individual served (If not shown above)


Bureau of ATF
Asset Forfeiture / Seized Property Branch
650 Massachusetts Ave., NW
Techworld, Suite 710
Washington, DC 20026

12/27/06

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Date of Service

1/4/07

Time

2:00 pm

Signature of U.S. Marshal or Deputy

Forwarding Fee

Total Charges

Advance Deposits

Amount Owed to US Marshal or

Amount or Refund

REMARKS:

See Atch Proof of Publication dates Jan 3, 2007
Jan 10, 2007
Jan 17, 2007

PRIOR EDITIONS MAY BE USED

1. CLERK OF THE COURT

FORM USM 285 (Rev. 12/15/80)

☐ USMS RECORD ☐ NOTICE OF SERVICE ☐ BILLING STATEMENT ☐ ACKNOWLEDGMENT OF RECEIPT

PUBLISHER'S CERTIFICATE

Commonwealth of Massachusetts }
County of Suffolk } ss.

On this 30th day of January A.D. 20 07
personally appeared before the undersigned, a Notary Public, within and for

the said county, Madeleine M. Sheehan

of the Boston Herald a newspaper published by
Boston Herald, Inc., in Boston, County of Suffolk, in the Commonwealth of
Massachusetts, and who being duly sworn, states on oath that the

Crim. No. 05-10220-NMG advertisement
was published in said newspaper in its issues of

Jan 3, 10, 17 A.D. 20 07

Madeleine M. Sheehan

Subscribed and sworn to before me this 30th

day of January A.D. 20 07

Barbara Lundlohn

Notary Public

My Commission Expires
November 1, 2013

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS, ss.

NOTICE OF ORDER OF FORFEITURE

Criminal No. 05-10220-NMG.

United States of America, District of Massachusetts, at Boston, Massachusetts, December 15, 2006.

Notice is hereby given that a Preliminary Order of Forfeiture has been entered in the United States District Court against the interests of Defendant James D. Goodwyn in the following property pursuant to Title 21, United States Code, Section 853:

One Blue 1999 Mercedes ML320 VIN 4JGAB54E6X361488, registered in the names of James D. Goodwyn and Donna L. Ruffin (the "Mercedes").

Upon adjudication of all third party interests, the United States of America intends to dispose of the Mercedes, named above, in accordance with the law.

Pursuant to 21 U.S.C. §853(n) (2) and (3), any person, other than the Defendant, having or claiming to have a legal interest in the Mercedes may, within thirty (30) days of the final publication of notice or direct receipt of written notice, whichever is earlier, petition the court for a hearing to adjudicate the validity of the petitioner's alleged interest in the Mercedes. The petition must be filed with the United States District Court for the District of Massachusetts and served upon the United States Attorney, Civil House, Suite 9200, Boston, Massachusetts 02210, within the thirty (30) day period provided under 21 U.S.C. §853(n). The petition shall be signed by the petitioner under the pains and penalties of perjury and shall set forth the nature and extent of the petitioner's claim, the circumstances of the petitioner's acquisition of the right, title, or interest in the Mercedes, any additional facts supporting the petitioner's claim, and the relief sought. Upon adjudication of all third party interests, the Court will enter a U.S.C. §853(n) Order of Forfeiture, pursuant to which all such interests will be addressed.

GENEVA DUNAWAY
SPECIAL AGENT IN CHARGE
ASSET FORFEITURE
AND SEIZED PROPERTY

Jan 3, 10, 17